

APPEAL NO. 021019  
FILED MAY 29, 2002

This appeal arises pursuant to the Texas Workers' Compensation Act, TEX. LAB. CODE ANN. § 401.001 *et seq.* (1989 Act). A contested case hearing was held on March 26, 2002. The hearing officer determined that the appellant (claimant) is not entitled to supplemental income benefits (SIBs), based on a total inability to work, for the 22nd quarter. On appeal, the claimant expresses disagreement with this determination. The respondent (carrier) urges affirmance.

DECISION

Affirmed.

On appeal, the claimant contends that he is entitled to SIBs because his treating doctor has not released him to return to work and recommends that he should not work. However, the medical evidence reflects that a vascular condition, unrelated to the compensable injury, prohibits the claimant's treating doctor from releasing him to return to work. Entitlement to SIBs is a question for the fact finder. The Appeals Panel will not disturb the challenged factual findings of a hearing officer unless they are so against the great weight and preponderance of the evidence as to be clearly wrong or manifestly unjust Cain v. Bain, 709 S.W.2d 175, 176 (Tex. 1986). We have reviewed the matters complained of on appeal and conclude that the hearing officer's decision is supported by sufficient evidence.

We affirm the decision and order of the hearing officer.

The true corporate name of the carrier is **EMPLOYERS GENERAL INSURANCE COMPANY** and the name and address of its registered agent for service of process is

**ROBERT RAMSOWER  
1601 ELM STREET, SUITE 1600  
DALLAS, TEXAS 75201.**

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Michael B. McShane  
Appeals Judge

CONCUR:

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Elaine M. Chaney  
Appeals Judge

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Gary L. Kilgore  
Appeals Judge